

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

JASON BAKER, JOHN BREWSTER, JOANN  
BREWSTER, MAXINE CONDON, KAREN  
FARRELL, BROOKS LIDDIARD, JANET  
LIDDIARD, JAMES MCDERMOTT, HEIDI  
MCDERMOTT, PAUL MOREY, DONETTA  
MOREY, JOE TODD, BONNIE TODD, TOM  
WHIPPLE and PAULINE WHIPPLE,

Plaintiffs,

v.

ANSCHUTZ EXPLORATION CORPORATION,  
CONRAD GEOSCIENCE CORPORATION,  
PATHFINDER ENERGY SERVICES, INC. and  
JOHN and JANE DOES 1 through 100,

Defendants.

Case No. 6:11-cv-06119-CJS-JWF

**NOTICE OF MOTION OF DEFENDANTS FOR A STAY OF DISCOVERY**

**PLEASE TAKE NOTICE** that upon the accompanying Affidavit of Michael J.

Guzman, dated April 22, 2013, Defendants Anschutz Exploration Corporation and Pathfinder Energy Services, Inc. (collectively, “Defendants”) hereby move this Court, before the Honorable Jonathan W. Feldman at the United States Courthouse, 100 State Street, Rochester, New York, for an Order staying further discovery in this case pending the Court’s resolution of Defendants’ Motion to Strike and/or Dismiss Pursuant to Rules 16(f) and 37(b) (ECF No. 102). The basis for this motion is set forth in the attached Affidavit.

Dated: April 22, 2013

By: /s/ Michael J. Guzman

Mark C. Hansen *pro hac vice*  
Aaron M. Panner *pro hac vice*  
Michael J. Guzman *pro hac vice*  
KELLOGG, HUBER, HANSEN,  
TODD, EVANS & FIGEL, P.L.L.C.  
1615 M Street, N.W.  
Suite 400  
Washington, D.C. 20036  
Tel. (202) 326-7900  
Fax (202) 326-7999

Christopher D. Thomas  
NIXON PEABODY LLP  
1300 Clinton Square  
Rochester, New York 14604  
Telephone: (585) 263-1000  
Fax: (585) 263-1600

*Counsel for Defendant Anschutz  
Exploration Corporation*

By: /s/ Marc J. Shanker

Marc J. Shanker  
MORGAN LEWIS & BOCKIUS LLP  
101 Park Avenue  
New York, N.Y. 10178  
Tel. (212) 309-6000  
Fax (212) 309-6001

*Counsel for Defendant Pathfinder  
Energy Services, Inc.*